

# EXHIBIT

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## TDX CONSTRUCTION CORPORATION

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 New York, N.Y. 10001  
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Baruch College Field Office  
 137 East 25th Street  
 New York, N.Y. 10010  
 (212) 679-0031

November 3, 1998

Kohn Pedersen Fox  
 111 West 57th Street  
 New York, NY 10019

Attn: Chris Stoddard

Re: Baruch College - Site - B  
 Contract #9 - S.S. - Concrete

Gentlemen:

We are enclosing, for your records, a copy of the October 7, 1998 letter from Shroid Construction which was previously transmitted to you at the October 14, 1998 Team Meeting and discussed at that time.

We have checked the level of the finished floors referenced in the contractors correspondence and have reached similar conclusions.

- Finished floor heights remain as much as 2" high in the vicinity of the trusses.
- Deflections of intermediate floor beam members has resulted in "dips" and "birdbaths" in finished floors.

As discussed and agreed to at the October 14, 1998 team meeting, no action will be taken at this time with regard to leveling of the floor finish. These conditions will be reviewed at a later date and evaluations made as to areas which will require remedial action.

Very truly yours,  
 TDX Construction Corporation

*John J. McCullough*  
 John J. McCullough, P.E.  
 Project Manager

JJM/amo  
 Encl.

cc: Nick D'Ambrosio  
 Lloyd Sigal (KPF)  
 File 2.3B

Dr SS Concrete 11-3-98

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